

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

MAR 12 1990

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....

MAR 16 1990

The applicant..... FMC CORPORATION

2000 Market Street, of Philadelphia,
Street and No. or P.O. Box No. City or Town

Pennsylvania 19103, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) August 10, 1928 - Delaware

1. The source of the proposed appropriation is Underground Well,
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.5 cfs, second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Industrial & Domestic,
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point within the NE 1/4 SE 1/4 Section 27, T 33 N,
Describe as being within a 40-acre subdivision of public

R 45 E, MDM, from which the E 1/2-section corner of said section bears N 69° 46' E,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

1,314 feet distance

6. Place of use portions of the E 1/2 Section 27, T 33 N, R 45 E, MDM,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled and cased well, pressure tank,
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$40,000.00

10. Estimated time required to construct works..... one year.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... five years.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all correspondence and notices to FMC Corp. Battle Mtn.

Terminal - P.O. Box 800, Battle Mtn. Nevada 89820; to the Undersigned Agent;

Mark the original Philadelphia correspondence ATTENTION: MS W. BROWN.

By s/William A. Nisbet Agent
 421 Court Elko, Nevada 89801

Compared pm/bp am/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.5.....cubic feet per second, but not to exceed 0.574 million
gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... October 19, 1992.....

Proof of completion of work shall be filed on or before..... November 19, 1992.....

Application of water to beneficial use shall be made on or before..... October 19, 1995.....

Proof of the application of water to beneficial use shall be filed on or before..... November 19, 1995.....

Map in support of proof of beneficial use shall be filed on or before..... N/A.....

Completion of work filed FEB 11 1992 IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed APR 15 1997 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 19th day of October,

Cultural map filed.....

Certificate No. 14782 Issued DEC 16 1997 A.D. 19 90

[Signature]
 State Engineer

(PERMIT TERMS CONTINUED)

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.